

IN THE SUPREME COURT OF THE STATE OF NEVADA

TODD MATTHEW PHILLIPS,

Appellant,

v.

AMBER PHILLIPS, N/K/A
AMBER KORPAK
Respondent.

Electronically Filed
Aug 31 2021 06:33 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court No: 82414

District Court Case No: D-18-578142-D

**SUPPLEMENTAL APPENDIX OF EXHIBIT TO RESPONDENT AMBER
KORPAK'S CHILD CUSTODY FAST TRACK RESPONSE**

Chronological Index

Doc No.	Description	Bates Nos.
1	Application for a Temporary and/or Extended Order for Protection Against Domestic Violence, filed in T-18-191733-T on 09/17/2018	SA000001- SA000010
2	Recommendation for 30 Day Temporary Protection Order, filed in T-18-191733-T on 09/18/2018	SA000011- SA000015
3	Opposition to Application for Protective Order, filed in T-18-191733-T on 10/05/2018	SA000016- SA000028
4	Application for an Extended Protection Order Against Domestic Violence, filed in T-18-191733-T on 10/08/2018	SA000029- SA000030
5	Amended Protection Order Against Domestic Violence, filed in T-18-191733-T on 10/18/2018	SA000031- SA000032

6	Amended Decision Following Evidentiary Hearing and Protection Order Against Domestic Violence with Findings of Fact and Conclusions of Law, filed in T-18-191733-T on 11/05/2018	SA000033- SA000041
7	Extended Order of Protection Against Domestic Violence, filed in T-18-191733-T on 11/13/2018	SA000042
8	Protection Order Against Domestic Violence	SA000043

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6	Amended Decision Following Evidentiary Hearing and Protection Order Against Domestic Violence with Findings of Fact and Conclusions of Law, filed in T-18-191733-T on 11/05/2018	SA000033- SA000041
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7	Extended Order of Protection Against Domestic Violence, filed in T-18-191733-T on 11/13/2018	SA000042
3	Opposition to Application for Protective Order, filed in T-18-191733-T on 10/05/2018	SA000016- SA000028

8	Protection Order Against Domestic Violence	SA000043
2	Recommendation for 30 Day Temporary Protection Order, filed in T-18-191733-T on 09/18/2018	SA000011- SA000015

Respectfully submitted this 31st day of August, 2021.

HUTCHISON & STEFFEN, PLLC

/s/ Shannon R. Wilson

Shannon R. Wilson (9933)
Peccole Professional Park
10080 West Alta Drive, Suite 200
Las Vegas, NV 89145
swilson@hutchlegal.com

Attorney for Respondent

CERTIFICATE OF SERVICE

I certify that I am an employee of HUTCHISON & STEFFEN, PLLC and that on this date the ***SUPPLEMENTAL APPENDIX OF EXHIBIT TO RESPONDENT AMBER KORPAK'S CHILD CUSTODY FAST TRACK RESPONSE***) was filed electronically with the Clerk of the Nevada Supreme Court, and a copy was mailed via U.S. mail to the attorneys/parties below:

T. Matthew Phillips
4894 W. Lone Mountain Rd., No. 132
Las Vegas, NV 89130

tmatthewphillips@aol.com

Appellant in Proper Person

DATED this 31st day of August, 2021.

/s/ Kaylee Conradi

An employee of Hutchison & Steffen, PLLC

Steven D. Grierson

1 APPO

2 DISTRICT COURT,
3 FAMILY DIVISION,
4 CLARK COUNTY, NEVADA

5 Amber Phillips

Applicant,

Case No. T

6 vs.

T-18-191733-T

7 Todd Matthew Phillips

Adverse Party.

Department B

8 APPLICATION FOR A TEMPORARY AND/OR EXTENDED ORDER FOR PROTECTION
9 AGAINST DOMESTIC VIOLENCE

10 Please write or print clearly. Use black or dark blue ink. Complete this Application to the best of your
11 knowledge.

12 Applicant states the following facts under penalty of perjury:

1. Applicant's Date of Birth: 07-08-1974 Adverse Party's Date of Birth: 04-30-1961

Relationship: I am the WIFE

(for example, wife, ex-husband, girlfriend, father, sister, etc.) of the Adverse Party.

A. Length of relationship: 17+ years

B. Have you ever lived together? Yes ☒ No ☐ If so, how long? _____

C. Are you living together now? Yes ☐ No ☒

D. Date of Separation: 09-16-18

E. We have child(ren) TOGETHER: Yes ☒ No ☐ If yes, where and with whom are these
child(ren) living? with applicant in confidential location

2. My address is: ☒ CONFIDENTIAL. (If confidential, do not write address here)

If address is not confidential, write below:

Address _____

City _____ County _____ State _____ Zip Code _____

I ☐ own ☐ rent this residence. Lease/title is held in all the following name(s):

How long have you been living in this residence? 1 day

Adverse Party's address is:

Address 916 Bistray Bay Ave

City Las Vegas County Clark State NV Zip Code 89086

How long has the Adverse Party been living in this residence? 14 years

4 My place of employment is ☐ CONFIDENTIAL (If confidential, do not write address here)
If not confidential, state place of employment.

Name of employer Kinder Prep Academy

Address: 5695 N. Rainbow

City Las Vegas County Clark State NV

5. Adverse Party's employer is self (home)

Address: _____

City _____ County _____ State _____ Zip Code _____

6. (a) The name(s) and date(s) of birth of the minor child(ren) of whom I am the parent, appointed guardian, or who live in my home, are as follows:

NAME (first and last)	DATE OF BIRTH	APPLICANT'S CHILD (Yes/No)	ADVERSE PARTY'S CHILD (Yes/No)	WHO CHILD LIVES WITH
1. <u>DONOVAN M. Phillips</u>	<u>NOV 8 2005</u>	Circle one Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Circle one Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<u>applicant's mother</u>
2.		Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	
3.		Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	
4.		Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	
5.		Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	
6.		Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	Circle one Yes <input type="checkbox"/> No <input type="checkbox"/>	

(b) Have you or the Adverse Party ever been awarded custody/guardianship of the minor child(ren) by

Court Order? ☐ Yes ☒ No

Who was awarded custody/guardianship? ☐ Applicant ☐ Adverse Party

By what Court? _____

Court Case No. (if known) _____

7. Please check the appropriate box, IF YOU or the ADVERSE PARTY have ever filed a case in any court for a ☐ Divorce, ☐ Custody, ☐ Paternity, ☐ Child Support, ☐ Guardianship, ☒ Order for Protection Against Domestic Violence, ☐ Stalking/Harassment Order. Please indicate when and where the case(s) was filed, and list the case number(s) if known.

Sept 21 1998, California Superior Court SD 014772

8. (a) Has CHILD PROTECTIVE SERVICES (CPS) ever been contacted regarding any member of the household in the past year ☐ Yes ☒ No

(b) Is CPS currently involved with this family? ☐ Yes ☒ No

If yes, give details, including the caseworker's name:

9. (a) Does the Adverse Party possess a firearm, or does the Adverse Party have a firearm under his or her custody or control? ☒ Yes ☐ No ☐ I don't know.

(b) Has the Adverse Party ever threatened, harassed, or injured you, the minor child(ren), or anyone else with a firearm or any other weapon? ☒ Yes ☐ No ☐ I don't know.

If yes, give details:

He recently told me he had a gun, asked in a menacing way - "how do you feel about that?" To my knowledge, the firearm was surrendered during / due to a restraining order filed against him by another party

10. (a) ☒ I have been or reasonably believe I will become a victim of domestic violence committed by the Adverse Party.
(b) ☒ The child(ren) have been or are in danger of becoming a victim of domestic violence committed by the Adverse Party.

1 In the following space, state the facts which support your Application. Be as specific as you can, starting
2 with the most recent incident. Include the approximate dates and locations, and whether law enforcement
3 or medical personnel have been involved.

THIS APPLICATION IS A PUBLIC RECORD

4 This weekend past, adverse party decided I needed to "get the fuck
5 out" of our common home despite arrangements agreed upon when I returned
6 home almost a year ago due to abuse. He is very cunning and intends to use
7 his legal skills to prove me an unfit mother yet he has little interaction w/
8 his son, smoking marijuana all day. He declared 2 days ago I must leave b/c
9 I am a "degenerate whore / useless cunt / flea-brained slut" and the child
10 will stay behind so he can "brainwash him". He claims my son is a "taggart"
11 with no skills and hates him because he "looks like you." He also hates my
12 dog b/c she's a "whore like you" thinking she can get what she wants with
13 her bolts. He promised to embarrass me at my workplace by announcing
14 "in a grand way" what a "piece of shit cunt" I am and intends to
15 abuse the courts to do so - along w/ outspend me b/c his father will
16 provide him with "unlimited resources." He asked in a menacing tone
17 "do you know I have a gun in the house?" To my knowledge, he was ordered to
18 surrender due to a rest. order against him. He claims, "I fantasize
19 about shooting you in the head. Then I would have to shoot your son
20 so he does not miss you." I believe he has had at least 2 orders filed
21 against him in the past year and can provide names of Plaintiffs if
22 needed.* He has never once taken upon to or from school. During
23 our time away last year, did not request any visits. Police escort was
24 necessary while moving b/c he told me he would take my car rendering
25 me unable. He plans to "ruin me" in court, have me under surveillance
at all times, and "fuck with my life." He told police escort he

PLEASE DO NOT WRITE ON THE BACKS OF ANY PAGES.

* A. Lievich
* K. McCauley

TPO Application Statement Continuation:

did not have a firearm.

Police interviewed the Mingo and recommended I not say where I'm going as he's clearly abusive but ~~not~~ no obvious crime committed.

While on W 911, he ordered me to "cry like a little bitch for sympathy. Please help. He convinced me in 1997 that incidents leading to a protective order were misunderstandings/ caused by other parties. He interfered with my job then and has with others since. At least 2 other jobs cite his interference as cause for termination. I cannot afford this to happen again.

Thank you for reading.

Amber Phillips

re: weapons. please have him surrender?

He has told me he has considered throwing himself down a flight of stairs and blaming me. Says the knife is for when he can't get to his gun fast enough.

He has been physical on 3 occasions but with plausible deniability. "I bumped you accidentally." so I am not sure if these events are relevant.

11. Have YOU ever been arrested or charged with domestic violence, or any other crime committed against your spouse, partner, or child(ren)? ☐ Yes ☒ No If yes, WHEN and where?

12. To your knowledge, has the ADVERSE PARTY ever been arrested or charged with domestic violence, or any other crime committed against his/her spouse, partner, or child(ren)? ☐ Yes ☒ No ☐ I don't know If yes, WHEN and where?

13. An emergency exists, and I need a TEMPORARY ORDER FOR PROTECTION AGAINST DOMESTIC VIOLENCE issued immediately, without notice to the Adverse Party, to avoid irreparable injury or harm. I request that it include the following relief, and any other relief the Court deems necessary in an emergency situation. (Please check all the choice(s) that may apply to YOU):

☒ (A) Prohibit the Adverse Party, either directly or through an agent, from threatening, physically injuring, or harassing me and/or the minor child(ren).

☒ (B) Prohibit the Adverse Party from any contact with me whatsoever.

☒ (C) Exclude the Adverse Party from my residence and order the Adverse Party to stay at least 100 yards away from my residence.

☒ (D) Obtain law enforcement assistance to ☒ accompany me to the following residence,

916 BISTRO BAY AVE, LV, NV

☐ or ☐ to accompany the Adverse Party to the following residence, _____ to obtain personal property.

☒ (E) Grant temporary custody of the minor child(ren) to me.

☐ (F) Order that custody, visitation, and support of the minor child(ren) remain as ordered in the

Decree of Divorce/Order entered in Case Number _____

in the _____ Court of the State of _____

1 ☒ (G) Order the Adverse Party to stay at least 100 yards away from the minor child(ren)'s school, or
2 day care, located at ☒ CONFIDENTIAL. (If confidential, do not write name of school and address
3 here)

4 ☐ If not confidential, write name of school and address(es) below:

5 1. Name of school/daycare: _____

6 Address _____

7 City _____ County _____ State _____

8 2. Name of school/daycare: _____

9 Address: _____

10 City _____ County _____ State _____

11 3. Name of school/daycare: _____

12 Address: _____

13 City _____ County _____ State _____

14 ☒ (H) Order the Adverse Party to stay at least 100 yards away from my place of employment.

15 ☐ (I) Order the Adverse Party to stay at least 100 yards away from the following places which I or the
16 minor child(ren) frequent regularly:

17 1. _____

18 Address: _____

19 City _____ County _____ State _____

20 2. _____

21 Address: _____

22 City _____ County _____ State _____

23 3. _____

24 Address: _____

25 City _____ County _____ State _____

☒ (J) (1) Prohibit the Adverse Party, either directly or through an agent, from physically injuring
or threatening to injure any animal that is owned or kept by the Adverse Party, the minor
child(ren), or me.

1 ☒ (J) (2) Prohibit the Adverse Party, either directly or through an agent, from taking possession of
2 any animal owned or kept by me or the minor child(ren).

3 ☐ (K) I further request the following other conditions:
4 _____
5 _____
6 _____
7 _____
8 _____
9 _____

10 IF YOU WISH TO APPLY FOR A HEARING FOR AN EXTENDED ORDER FOR
11 PROTECTION COMPLETE THE FOLLOWING INFORMATION

- 12 14. ☒ I request the Court hold a hearing for an EXTENDED ORDER FOR PROTECTION AGAINST
13 DOMESTIC VIOLENCE (which could be in effect for up to one year), and at that hearing the Court issue an
14 Extended Order for Protection Against Domestic Violence and that It include the following relief and any
15 other relief the Court deems appropriate.

(Please check all the choice(s) that may apply to YOU).

- 16 ☒ (A) Prohibit the Adverse Party, either directly or through an agent, from threatening, physically
17 injuring, or harassing me and/or the minor child(ren).
18 ☒ (B) Prohibit the Adverse Party from any contact with me whatsoever.
19 ☒ (C) Exclude the Adverse Party from my residence and order the Adverse Party to stay at least 100
20 yards away from my residence.
21 ☒ (D) Grant temporary custody of the minor child(ren) to me.
22 ☒ (E) Grant the Adverse Party visitation with the minor child(ren).
23 ☒ (F) Order the Adverse Party to pay support and maintenance of the minor child(ren). (You may be
24 required to file an Affidavit of Financial Condition prior to the hearing.)
25 ☐ (G) Order the Adverse Party to pay the rent or make payments on a mortgage or pay towards my
support and maintenance.
☐ (H) Order that custody, visitation, and support of the minor child(ren) remain as ordered in the
Decree of Divorce/Order entered in Case Number _____
in the _____ Court of the State of _____.

1 ☒ (I) Order the Adverse Party to stay at least 100 yards away from the minor child(ren)'s school, or
2 day care, located at: ☒ CONFIDENTIAL (If confidential, do not write name of school and address
3 here).

4 ☐ If address is not confidential, please write name of school and address(es) below:

5 1. Name of School/Daycare _____

6 Address _____

7 City _____ County _____ State _____

8 2. Name of School/Daycare _____

9 Address: _____

10 City _____ County _____ State _____

11 3. Name of School/Daycare _____

12 Address _____

13 City _____ County _____ State _____

14 ☒ (J) Order the Adverse Party to stay at least 100 yards away from my place of employment.

15 ☐ (K) Order the Adverse Party to stay at least 100 yards away from the following places which I or the
16 minor child(ren) frequent regularly:

17 1. Name _____

18 Address _____

19 City _____ County _____ State _____

20 2. Name _____

21 Address _____

22 City _____ County _____ State _____

23 3. Name _____

24 Address _____

25 City _____ County _____ State _____

1 ☒ (L) (1) Prohibit the Adverse Party, either directly or through an agent, from physically injuring or
2 threatening to injure any animal that is owned or kept by the Adverse Party, the minor child(ren), or
3 me.

4 ☒ (L) (2) Prohibit the Adverse Party, either directly or through an agent, from taking possession of any
5 animal owned or kept by me or the minor child(ren).

6 ☐ (L) (3) I request the Court to specify the arrangements for the possession and care of any such
7 animal owned or kept by the Adverse Party, the minor child(ren) or me.

8 ☒ (M) Order the Adverse Party to pay for lost earnings and expenses incurred as a result of my
9 attendance at any hearing concerning this Application.

10 ☐ (N) I further request the following other conditions:
11 _____
12 _____
13 _____
14 _____
15 _____

16 I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF NEVADA THAT
17 I HAVE READ THE STATEMENTS CONTAINED IN THIS APPLICATION, KNOW THE CONTENTS
18 THEREFORE, AND BELIEVE THEM TO BE TRUE AND CORRECT

19 Date 17 Sept 2018
20

21 
22 Signature of Applicant

23 Amber Phillips
24 Applicant's Name (Please Print)
25

13/9/14

Electronic Filed
9/18/2018 2:20 PM
Steven D. Grierson
CLERK OF THE COURT

28

Steven D. Grierson

1 TRNE

2
3
4 DISTRICT COURT
5 FAMILY DIVISION
6 CLARK COUNTY, NEVADA

7 AMBER PHILLIPS,
8 APPLICANT,

CASE NUMBER: T-18-191733-T
Department B/TPO

9 VS.

RELATED CASES:

10 TODD PHILLIPS,
11 ADVERSE PARTY.

12 **RECOMMENDATION FOR 30 DAY TEMPORARY PROTECTION ORDER**

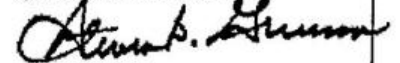
13 Upon review of the Application for a Temporary Protection Order, and all affidavits and
14 evidence submitted therewith, it is HEREBY RECOMMENDED THAT THE TEMPORARY
15 PROTECTION ORDER BE GRANTED FOR 30 DAYS ONLY.

16 So ORDERED this the 18th day of September, 2018.

17
18 *Joseph L. [Signature]*
19 Domestic Violence Hearing Master
20
21
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25
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27
28

1 TPOV
2 231914

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9/18/2018 3:11 PM
Steven D. Grierson
CLERK OF THE COURT



3 DISTRICT COURT
4 FAMILY DIVISION
5 CLARK COUNTY, NEVADA

Case No. T18191733T

Dept No. TPO/B

6 AMBER PHILLIPS

7 Applicant,

TEMPORARY ORDER
FOR PROTECTION AGAINST
DOMESTIC VIOLENCE

8 vs.

Date Issued: 09/18/18

9 TODD PHILLIPS

Adverse Party,

Date Expires: 10/18/18

10 VIOLATION OF THIS ORDER IS A CRIME

11 YOU, THE ADVERSE PARTY, ARE NOTIFIED THAT YOU CAN BE ARRESTED even if the person who obtained this
12 Order invites or allows you to contact them. You have the sole responsibility to avoid or refrain from violating the terms of this
Order. Only the Court can change this Order upon written application.

13 YOU ARE FURTHER NOTIFIED THAT IF YOU ARE ARRESTED FOR VIOLATING THIS ORDER you will not be
14 admitted to bail sooner than 12 hours after your arrest if: (1) the arresting officer determines that the violation is accompanied
by a direct or indirect threat of harm; or (2) you have previously violated a temporary or extended order for protection of the
15 type for which you have been arrested; or (3) at the time of the violation or within 2 hours after the violation, you have; (a) a
concentration of alcohol of 0.08 or more in your blood or breath; or (b) an amount of a prohibited substance in your blood or
urine that is equal to or greater than the amount set forth in subsection 3 of NRS 484.379.

16 YOU ARE FURTHER NOTIFIED that child stealing/kidnapping is a felony.

17 THIS ORDER is valid and enforceable throughout the State of Nevada. This Order meets all Full Faith and Credit
provisions of the Violence Against Women Act, and is enforceable in all 50 states, the District of Columbia, U.S.
Territories and Indian Nations. All other courts and law enforcement agencies with jurisdiction within the United
18 States and all Indian Nations shall give full faith and credit to this Order pursuant to 18 U.S.C. Sec. 2265.

19 An application and affidavit having been filed in this Court by the above-named Applicant
20 requesting that a Temporary Order for Protection against Domestic Violence be issued by this Court
against YOU, the above-named Adverse Party, or the Court having received specific facts by
21 telephone/facsimile pursuant to NRS 33.020(5), and the Court having jurisdiction over the parties and
the matter pursuant to NRS 33.010, et seq., and it appearing to the satisfaction of the Court from
22 specific facts shown by a verified application that an act of domestic violence has occurred, there
exists a threat of domestic violence, and/or you represent a credible threat to the physical safety of the
23 Applicant or minor child(ren) and good cause appearing for issuing such Order without hearing, YOU
ARE HEREBY ORDERED as follows:

1 **YOU ARE PROHIBITED**, either directly or through an agent, from threatening, physically
2 injuring or harassing the Applicant and/or minor child(ren). **YOU ARE FURTHER**
3 **PROHIBITED** from selling, damaging, destroying, giving away, or otherwise disposing of, or
tampering with, any property owned by the Applicant, or in which Applicant has an interest;

4 **YOU ARE PROHIBITED** from any contact whatsoever with the Applicant, including but not limited to, in person,
5 by telephone, through the mail, through electronic mail (e-mail), or through another person;

6 1. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from Applicant's
7 residence located in CLARK COUNTY, NEVADA, ☒ CONFIDENTIAL, at , or any other place that Applicant
8 may reside. **YOU** shall not interfere with Applicant's possession and use of residence, including utilities,
9 phones, leases and other related residential services;

10 2. X A law enforcement officer, within whose jurisdiction Adverse Party's residence is located, shall on
11 **ONE OCCASION ONLY** accompany Applicant to Adverse Party's residence located at 916 BISTRO BAY AVENUE,
12 LAS VEGAS, CLARK COUNTY, NEVADA and shall stand by while Applicant obtains clothing, toiletries and the
13 following additional items: .

14 **(ANY PROPERTY NOT LISTED ABOVE IN DISPUTE SHALL REMAIN IN THE RESIDENCE UNLESS IT IS**
15 **SPECIFICALLY IDENTIFIED IN THIS ORDER)**

16 3. X The Court, having jurisdiction under and meeting the requirements of Chapter 125A of the
17 Nevada Revised Statutes (UCCJA), grants to Applicant temporary custody of the following minor child(ren) of the
18 parties: DONOVAN M. PHILLIPS; **YOU ARE PROHIBITED** from interfering with Applicant's custody of the minor
19 child(ren) named in this paragraph. It is in the best interest of the child(ren) that no negative, insulting, or
20 disparaging comments be made by one party against the other party in the presence of the minor child(ren);

21 4. N/A Custody, visitation, and support of the minor child(ren) of the parties shall remain as ordered in
22 the Decree of Divorce/Order entered between the parties in Case Number NOT APPLICABLE in the NOT
APPLICABLE Judicial District Court of the State of Nevada;

23 5. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the minor
24 child(ren)'s school, or day care, including, but not limited to the places listed below: located in CLARK COUNTY,
25 NEVADA ☒ CONFIDENTIAL, or at.

1
2 6. X **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from these place(s) of
3 employment or any other place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact
4 whatsoever with Applicant's place of employment, in person, by telephone, by mail, or any other means of
5 communication, located in CLARK COUNTY, NEVADA, ☐ CONFIDENTIAL, at ☒ KINDERPREP ACADEMY
6 5695 NORTH RAINBOW LAS VEGAS.

7 7. N/A **YOU ARE EXCLUDED AND ORDERED** to stay at least 100 yards away from the following
8 places, frequented regularly by Applicant and/or minor child(ren) located in CLARK COUNTY, NEVADA, ☐
9 CONFIDENTIAL, at ☒ Not Applicable.

10 8. N/A The following provisions and exceptions are made a part of the order:

11 NOT APPLICABLE

12 **THIS ORDER WILL REMAIN IN EFFECT UNTIL 11:59 P.M. ON THE DATE SET FORTH ON PAGE 1**
13 **UNLESS THE JUDGE ORDERS OTHERWISE.** If an Application for an Extended Order is filed, this Temporary
14 Order will remain in effect until the hearing on an extended order is held.

15 If you wish to dispute the order or have it changed, you may request a hearing by filing a written request with
16 this Court. Court staff will give you information about how to file your request. The Court will set a hearing on your
17 request as quickly as possible.

18 **IT IS FURTHER ORDERED** that a copy of this Order shall be transmitted forthwith together with the verified
19 Application and supporting Affidavit, to the Clark County Sheriff's Civil Bureau, who will promptly attempt to serve
20 the same upon the Adverse Party, and upon service, file a Return of Service form with the Court by the end of the
21 next business day after service is made.

1
2 **ORDER TO LAW ENFORCEMENT**

3
4 (A) Any law enforcement officer who has probable cause to believe a violation of any provision of this Order
5 has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a criminal violation of this
6 Order, in addition to any other criminal charges which may be justified.

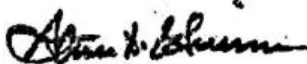
7 (B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of the
8 Application and Order, the officer shall inform the Adverse Party of the following: (1) the specific terms of this
9 Order; (2) that the Adverse Party now has notice of the provisions of this Order; (3) that a violation of this Order will
10 result in the Adverse Party's arrest; (4) the location of the Court that issued the original Order and the hours during
11 which the Adverse Party can obtain a copy of the Order; and (5) the date and time set for a hearing on an
12 Application for an Extended order, if any. The law enforcement officer shall then provide written proof of notice to
13 the officer's agency and to the court.

14 (C) It shall be the duty of the law enforcement officer serving this Order to remove the Adverse Party from
15 Applicant's residence as set forth in paragraph 1.

16 **All fees are deferred.**

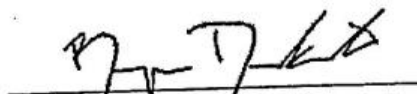
17 **IT IS ORDERED, ADJUDGED AND DECREED** that the herein Temporary Protection Order Findings and
18 Recommendations are hereby approved. These Orders are effective immediately.
19

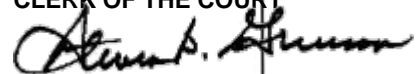
20 **DATED: September 18, 2018**

21 

22 **SEP 18 2018**

23 **CERTIFIED COPY
DOCUMENT ATTACHED IS A
TRUE AND CORRECT COPY
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24 
25 **District Court Judge
(For Assigned Judge)**



Todd Matthew Phillips
10040 W. Cheyenne Ave.
#170-225
Las Vegas, Nev. 89129
Tel: (323) 314-6996

Respondent

DISTRICT COURT FAMILY DIVISION

CLARK COUNTY, NEVADA

_____)	Case No: T-18-191733-T
AMBER PHILLIPS)	
)	OPPOSITION TO
<i>Applicant,</i>)	APPLICATION FOR
)	PROTECTIVE ORDER.
vs.)	
)	
TODD MATTHEW PHILLIPS)	
)	Location: Dept. "B"
<i>Adverse Party.</i>)	Judicial Officer: <i>Marquis, Linda</i>
_____)	Hearing Master: <i>Henry, Jennifer</i>

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EXPEDITED HEARING REQUESTED

1 OPPOSITION to APPLICATION for PROTECTIVE ORDER 20

2 Adverse Party, TODD MATTHEW PHILLIPS, hereby opposes the application
3 for protective order that Applicant, AMBER PHILLIPS, (filed Sept. 21, 2018).

4 (1) Adverse Party admits paragraph (1) of the application.

5 (2) Adverse Party declares that Applicant moved-out of the family residence,
6 of her own free will, on Sunday evening, Sept. 16, 2018.

7 (3) Objection. The address of Adverse Party's residence is private and
8 irrelevant to any claim or defense.

9 (4) Adverse Party admits paragraph (4) of the application.

10 (5) Adverse Party admits paragraph (5) of the application.

11 (6) Adverse Party admits paragraph (6) of the application and additionally
12 declares that the minor child's full name is DONOVAN MATTHEW PHILLIPS.

13 (7) Adverse Party declares that Applicant, back in 1998, petitioned a California
14 Court, (Los Angeles County), for a temporary restraining order for alleged
15 domestic violence. The court granted a temporary order; however, before the
16 hearing date, the Applicant voluntarily withdrew the petition—a fact that Applicant
17 purposely omits—with the specific intent to mislead this court—because the 1998
18 petition contained false statements of material fact, *i.e.*, Applicant committed
19 perjury. Applicant purposely conceals from the court the fact that she withdrew
20 the petition—because it was all a ruse.

21 (8) Adverse Party admits paragraph (8) of the application.

22 (9) Adverse Party denies paragraph (9) of the application.

23 (a) Applicant alleges, ("check-the-box" allegation at paragraph 9(a),
24 that Adverse Party possess a firearm, or has custody or control of a firearm;
25 however, this is a false statement of material fact. Adverse Party declares
26 that he possesses no firearms nor has custody or control of any firearm—and
27 moreover, Applicant has "actual knowledge" of the true and correct facts,
28

1 *i.e.*, that Adverse Party has no gun in the home, and no access to a gun.
2 Applicant intentionally misleads the Court and thus impeaches her own
3 credibility.

4 (b) Notably, in the Application, at ¶ 9(b), Applicant alleges: “To my
5 knowledge, the firearm was surrendered.” Remarkably, Applicant alleges
6 the firearm is surrendered! And, thus, if Applicant, in fact, has knowledge
7 that “the firearm was surrendered,” then why did she check the “Yes” box—
8 in response to the pre-printed question: “*Does the Adverse Party possess*
9 *a firearm, or have a firearm under his or her control?*” Assuming the
10 firearm was surrendered, as Applicant alleges, then, *ipso facto*, Adverse
11 Party does not possess a firearm or have a firearm under his control, and
12 Applicant deceived this court by checking the “Yes” box at paragraph 9(a)
13 of the Application. Note also, Applicant contradicts herself. Applicant’s
14 inconsistent statements impeach her credibility. And, as to the allegation:
15 “He recently told me he had a gun, asked in a menacing way – “How do you
16 feel about that?” Adverse Party declares that he never told Applicant that he
17 had a gun—and he never asked Applicant how she (supposedly) felt about
18 (supposedly) having a gun. Again, Applicant makes false statements of
19 material fact.

20 (10) Objection. Relevance. More “prejudicial” than “probative.” Paragraph (10)
21 contains no fact-based allegations. Rather, the “pre-printed” allegations at sub (a)
22 and sub (b) concern Applicant’s purported “state of mind,” *i.e.*, Applicant’s first-
23 person subjective beliefs. However, Applicant’s subjective beliefs are irrelevant
24 because the Applicant’s “state of mind” does not tend to prove (or disprove) any
25 material element of TPO under NRS Chapter 33. Adverse Party contends that the
26 pre-printed form violates “due process” (it’s unfair) because the County’s pre-
27 printed form wrongfully leads applicants with questions that suggest their own
28 answer. Most significantly, Applicant alleges no facts upon which a reasonable

1 person would base a belief that Adverse Party will commit domestic violence;
2 and, furthermore, Applicant alleges no facts upon which a reasonable person
3 would base a belief that Adverse Party will commit domestic violence upon the
4 parties' minor child, DONOVAN MATTHEW PHILLIPS.

5
6 **THE ALLEGATIONS AT 'PAGE 4' OF THE APPLICATION —**

7 Adverse Party here responds to allegations at page 4 of the Application:

8 Line 4: Applicant alleges that Adverse Party “decided that [Applicant],
9 needed to get the fuck out of our common home.” This is a lie. Adverse Party
10 declares that Applicant freely moved-out of the parties' home, (Sept. 16, 2018),
11 to co-habitate with her new boyfriend. Applicant moved-out of the family home,
12 *not* because of any domestic violence reasons, but for romantic reasons.

13 Line 12: Applicant alleges that Adverse Party supposedly “promised to
14 embarrass [Applicant] at [her] workplace by announcing “in a grand way what a
15 piece of shit cunt [Applicant] is.” This is hyperbole. Adverse Party declares that
16 he never promised to grandly embarrass Applicant at her place of employ.

17 Line 16: Applicant alleges that Adverse Party supposedly asked Applicant,
18 “Do you know I have a gun in the house?” This is a lie. Adverse Party declares
19 that he has never asked Applicant this question, (*i.e.*, “Do you know I have a gun
20 in the house”). Adverse Party declares that there is no gun in the house, and
21 perhaps more signifincatly, Applicant has actual knowledge of the fact that there
22 is no gun in the house. Applicant intentionally misleads the court.

23 Line 18: Applicant alleges that Adverse Party supposedly told Applicant,
24 “I fantasize about shooting you in the head...” This is a lie. Adverse Party
25 decalres that he has never told Applicant this supposed fantasy, (*i.e.*, “I fantasize
26 about shooting you in the head.”).

27 Line 19: Applicant alleges that Adverse Party has other restraining orders
28 against him. First of all, these prior order are irrelevant to the instant proceedings

1 because they have no tendency in reason to prove (or disprove) any material
2 element of any claim or defense in these proceedings. Adverse Party contends that
3 the other restraining orders are irrelevant and thus inadmissible. The objections
4 notwithstanding, Adverse Party declares that the other restraining orders were
5 issued for reasons *other* than “violence” or “threats of violence.”

6 The Prior Restraining Orders Sought to Restrain Defamations: Yes, there
7 were restraining orders issued against Adverse Party; however, these restraining
8 orders were sought for perceived “defamations”—not for violence or threats of
9 violence! And Applicant most certainly knows this! The restraining orders were
10 issued against Adverse Party by political lobbyists who sought to be protected
11 from perceived defamations. Adverse Party has been the victim of various
12 political stunts where Sacramento lobbyists would file restraining orders (in
13 Sacramento) for the sole purpose of wasting Adverse Party’s time and money,
14 and also to discredit Adverse Party. These applications for restraining orders were
15 sham proceedings—and Applicant has actual knowledge that these were sham
16 proceedings! (It fairly boggles the mind that Applicant now uses these restraining
17 orders to help prove her case; but this only demonstrates that she has no case.)

18 And here’s what’s most troubling—Applicant has actual knowledge that
19 the other restraining orders have nothing to do with violence or threats of violence;
20 (again, they were sought for perceived defamations). Nevertheless, Applicant now
21 uses these restraining orders in the most shameful manner. However, upon cross-
22 examination, Adverse Party will demonstrate that Applicant offers the restraining
23 orders for the sole purpose of misleading the court. Make no mistake, Applicant
24 intentionally misleads the court—and it’s that obvious.

25 Flight of Stairs: The Application alleges that Adverse Party supposedly told
26 Applicant that “He [Adverse Party] has told me that he has considered throwing
27 himself down a flight of stairs and blaming me.” This is a lie. Adverse Party
28 declares that he never said anything so ridiculous.

1 **APPLICANT MISLEADS THE COURT —**

2 Applicant Misleads the Court: Adverse Party declares that Applicant
3 intentionally misleads this court. Applicant has told multiple lies, and therefore,
4 she has lost all credibility.

5 The Gun Allegations: The application is fraught with misleading gun-
6 related allegations, *i.e.*, that Adverse Party supposedly has a gun in the family
7 home, or has access to a gun, *etc.* Adverse Party unequivocally declares that there
8 is no gun in the family home, and that he has no access to a gun, *etc.*—and
9 furthermore, Applicant has “actual knowledge” that there is no gun in the house
10 and that there hasn’t been for quite some time! Applicant misleads this court by
11 pretending Adverse Party has a gun. Adverse Party urges the court to reject
12 Applicant’s attempt to mislead with fanciful gun-related allegations. With the
13 misleading gun-related allegations, Applicant impeaches her own credibility.

14 Other Restraining Orders: Applicant misleads the court with the other
15 restraining orders. Applicant cannot deny actual knowledge of the true and correct
16 facts, (*i.e.*, that the restraining orders were sought for perceived defamations).
17 When all’s said, the othe restraining orders actualy hold Adverse Party in a
18 favorable light—because Adverse Party has never violated the terms of any other
19 restraining order (despite having the actual knowledge that the restraining order
20 proceedings were per se unconstitutional).

21 The Parties’ Earllier Restraining Order: In regard to the prior application
22 for restraining order, Applicant makes a most puzzling allegation. At page 4,
23 Applicant declares: “Please help. He convinced me in 1997 that incidents leading
24 to a protective order were misunderstanding caused by other parties.” Adverse
25 Party wonders aloud?—which misunderstanding caused Adverse Party to file a
26 perjurious application for restraining order back in 1997? (History repeats itself.)
27 And how will Applicant explain the reasons for which she withdrew her earlier
28 application? (She withdrew it because it was perjurious.)

1 September 2017: Based on marital problems, Applicant, without notice or
2 warning of any kind, moved-out of the parties' residence, taking the parties' minor
3 child with her, (over Adverse Party's protests). Applicant took the minor child
4 with her to live at a remote location. Applicant and minor child were out of the
5 house for approx. 30 days. During that time, Adverse Party respected Applicant's
6 wishes and did not visit her (or the minor child) at Applicant's remote location
7 where she was residing. This is relevant because it shows Adverse Party is totally
8 capable of restraining his own self, *i.e.*, by *not* visiting Applicant's residence.

9 Summer 2018: Applicant begins staying out late, not coming home at night,
10 *etc.* On at least three occasions, Amber stays out all night long, and doesn't return
11 home till the following morning because she was out boozing, *etc.*

12 Friday, Sept. 14, 2018: Applicant told Adverse Party that she and the minor
13 child would be visiting "Laurie's house." But this turned out to be a lie. When
14 Applicant returned home, the odometer indicated that she was lying about going to
15 "Laurie's house." The following day, Adverse Party, much to his dismay, learned
16 that Applicant in fact induced the minor child to LIE to his father, (Adverse Party),
17 concerning where she and minor child had gone that evening.

18 Saturday, Sept. 14, 2018: On Saturday morning, Adverse Party, making
19 conversation with the parties' minor child asked whether he had fun the night
20 before (Friday); it was immediately obvious the child was uncomfortable, and
21 further, that Applicant had coached the child to lie concerning where he and his
22 mother had gone the prior evening. On Saturday night, Applicant again indicated
23 she was again going to "Laurie's house." But once more, Amber lied.

24 (4) Sunday, Sept. 15, 2018: On late Saturday night, early Sunday morning,
25 after Applicant returned home, the parties argued about where Applicant had been.
26 Adverse Party accused Applicant of dating someone else, but she denied it.
27 Adverse Party told Applicant that she is free to date whom she pleases, but she
28 cannot take the child to locations unknown, (as she had been repeatedly doing),

1 without Adverse Party's knowledge or consent. Applicant indicated that she had at
2 least 5 other residences at which she could reside and that she could freely take the
3 child—because (according to Applicant), it's ultimately the minor child's decision
4 re “which parent to live with.” Adverse Party again lectured Applicant on the
5 law—specifically telling her that her legal understanding is wrong. Acting
6 commendably, advised Applicant to call a lawyer on this specific point, (*i.e.*,
7 (i) on whether she has the right to unilaterally relocate the minor's residence
8 without Adverse Party's knowledge or consent, and (ii) whether it's the minor
9 child's decision re “which parent to live with”).

10 That same evening, Adverse Party accused Applicant of coaching the minor
11 child to lie. Adverse Party told Applicant that she was forbidden to coach the
12 minor child to lie. Adverse Party again reminded Applicant that she cannot
13 remove the minor child from the home without his (Adverse Party's) consent.
14 The parties argued into the night, outside the minor's presense, but then went to
15 bed amicably without incident.

16 On Sunday morning, Adverse Party left the house and visited a friend for
17 the better part of the day. When Adverse Party returned home, approx. 4:00 p.m.,
18 Applicant had already packed all her belongings, her suitcases, her clothes,
19 personal belongings, *etc.* Notably, she had packed all of the minor child's
20 belongings as well. The move-out was obviously planned. It was clear that
21 Applicant would be forcibly taking the child—regardless of Adverse Party's
22 wishes and despite his parental rights. Applicant is brazenly lawless!

23 The Spark of Conflict: When it became apparent that Applicant was going
24 to take the minor child with her, Adverse Party protested. He told Applicant that
25 she was forbidden to remove the minor child from the home without his consent;
26 (this was the “flashpoint”—terribly upsetting and disconcerting). Adverse Party
27 insisted on knowing where she was going with the child. Applicant refused to say
28 where she was going and she insisted the child would stay with her, and

1 furthermore, that the child wants to go with her, and that the child is old enough
2 to make up his mind to live with his mother. Amber then promptly called 911.
3 She feigned upset on the phone. Immediately thereafter, Adverse Party called 911
4 and then went outside to meet the officers.

5 At the house, the police separated and interviewed the parties. Adverse
6 Party specifically asked the police officers whether Amber had alleged any
7 violence or threats of violence. The police officers responded unequivocally:
8 “No.” The police officers were very clear that Amber had made no allegations of
9 violence and no allegations of threats of violence. Adverse Party corroborated that
10 he had never done violence nor issued threats of violence. The officers were clear
11 and unambiguous! No allegations of violence nor threats of violence. And this is
12 most significant indeed. For if Adverse Party had issued threats, Applicant could
13 have reported the crimes to the two uniformed officers who were there in her
14 presence, at the house, Sunday evening, Sept. 16, 2018.

15 The parties’ son addressed the officers and told them: “I researched the
16 law online and I know I have the right to choose where I want to go.” Adverse
17 Party corrected the minor child, in the presence of the officers, telling the minor
18 child that he does not have the right to choose where he wants to go. It was
19 obvious to the officers (and to Adverse Party) that Applicant had coached the
20 minor to make the statement. (The Court should sternly admonish Applicant for
21 wrongfully coaching the minor to lie! And here, she coached the parties’ son to lie
22 to his own father and to lie to law enforcement! This is an outrage!)

23 The officers agreed with Adverse party that it was wrong for Applicant to
24 insist on unilaterally taking the child; however, they added that the matter is civil,
25 not criminal. The police concluded that Applicant was not committing a crime in
26 taking the child. And thus, because there was no crime committed by Applicant—
27 and because there were no allegations of violence or threat of violence, the police
28 stood by while Applicant drove away (minor child in tow)...

1 Monday, Sept. 17, 2018: Adverse Party is worried sick all day long. He
2 decided to not contact Applicant, but rather, to give her “her space” with the hopes
3 she would be reasonable on the custody issue and, at a bare minimum, disclose our
4 son’s location and identify the other person(s) in the household.

5 Tuesday, Sept. 18, 2018: Again, all day, Applicant is worried sick. It was
6 clear that Applicant was forcibly insisting on keeping Adverser Party from the
7 child. On Tuesday morning, Adverser Party visited the son’s school to learn
8 whether he had made it to school that day. (No attempt was made at pick-up.)
9 Adverse Party asked whether he could say “hi” to the son, but they informed him
10 that classroom instruction could not be interrupted and he accepted that. He then
11 met with the principal and his assistant to explain the situation. They informally
12 advised him it would be a good idea to get a custody order in place.

13 Wednesday, Sept. 19, 2018: Trying to be the “bigger” person – and acting
14 in good faith – in a gesture of good will, Adverse Party purchased a grocery store
15 credit card and loaded it with \$500 to send to Applicant via the U.S.mail. Adverse
16 Party did this for all the right reasons, (though, apparently, no good deed goes
17 unpunished). Adverse Party wished to demonstrate to Applicant that he had no
18 intention of meeting-up with her; therefore, he sent the grocery store credit card
19 via the mails. Adverse Party sent a polite text message to Applicant that read:
20 *“Howdy. Tomorrow, there will be a grocery store credit card for five hundo at*
21 *mail box. Love to Dono.”*

22 On Thursday, Sept. 20, 2018, Applicant spoke with Lieutenant Glazier,
23 North Las Vegas Police. He contacted law enforcement because, although he
24 could not report kidnapping, he wanted to make an official report that the son was
25 taken against his will to an unknown location. At all times, Applicant knew it was
26 wrong to unilaterally insist on taking the child—especially when she was taking
27 the child to a secret location. Lt. Glazier agreed with Adverse Party, *i.e.*, that
28 Applicant was wrong to insist on unilaterally taking the minor child to an unknown

1 location, without prior knowledge or consent. Lt. Glazier told Adverse Party that
2 Applicant had a taken-out a restraining order. Lt. Glazier told Adverse Party that
3 he cannot contact Applicant or come within 100 yards of her, *etc.* Adverse Party
4 told the Lieutenant that he had not been served with any orders. He also promised
5 the Lieutenant that he would not contact Applicant in any way. He added that he
6 has no motivation to contact Applicant and that a restraining order was
7 unnecessary.

8 That Applicant should steal away our son and hide his location is extremely
9 stressful and emotionally debilitating. That Applicant should unilaterally take our
10 child without my consent is plainly wrong—an act of domestic terrorism! It's
11 nearly unforgivable. At all times, Applicant knew what she was doing is wrong!
12 Other than a few texts, I have had no contact with my son. I am very upset about
13 this lack of communication. My son needs me and I need my son.

14 The application for TPO is wholly without merit. The allegations are false.
15 Applicant does this in an attempt to unfairly gain advantage in the much
16 anticipated custody battle.

17 The son has dietary restrictions and Adverse Party has no knowledge
18 whether Applicant is faithful to these dietary restrictions. Applicant generally
19 follows our son's dietary restrictions, but she gets lazy. It is essential that our son
20 have a proper diet.

21 Dietary Restrictions: First of all, our son generally eats no animals nor
22 animal products. Occasionally, he eats cheese. Second, our son eats only organic
23 food only, *i.e.*, no GMOs and no pesticides.

24 Adverse Party Prepares the Child's Meals (Not Applicant): Adverse Party
25 prepares food in the morning for the son—not Applicant. In addition, he prepare
26 the son's school lunch—not Applicant. Last, he prepares dinner for the son—not
27 Applicant. Applicant rarely, if ever, prepares a meal for our son. This is not meant
28 to reflect poorly on Applicant; it's just that Advere Party is passionate about

1 cooking, where Applicant is not. It is in the child's best interest for Adverse Party
2 to participate in preparation of the son's meals, and he wishes to know what
3 exactly Applicant is feeding the son.

4 Medical Restrictions: The son is not to have any vaccinations—period.
5 Applicant agrees with this. In addition, our son is not to take any prescribed
6 medications, including over-the-counter medications.

7
8 **THE REASONS WHY APPLICANT IS LYING —**

9 The Reasons Why Applicant is Lying: Applicant is lying because she
10 cannot, even for a moment, tolerate the thought of anything less than 100%
11 physical custody of the minor child—and Applicant will do just about anything,
12 (including perjury), to ensure that she, in fact, gets 100% physical custody.

13 Applicant Still Co-Sleeps with Minor Child: Remarkable as it sounds,
14 Applicant still insists on co-sleeping with the minor child (who turns 13 next
15 month). In addition, Applicant still insists on showering with the minor child;
16 Adverse Party contends these sleeping and showering practices are awkward.

17 Applicant Cannot Cut the Proverbial Apron Strings: The parties could
18 achieve a “velvet” divorce—with smooth harmonious dissolution proceedings;
19 but this will never in a million years happen. Why?—because Applicant will never
20 settle for anything less than 100% physical custody. Applicant has never spent a
21 night away from the minor child (except for the three incidents this past summer
22 where she was too drunk to come home...)

23 Applicant Censors Adverse Party's Communication with Son: Adverse
24 Party alleges that Applicant censors Adverse Party's communications with the son.
25 In short, Applicant is totally unreasonable on the custody issue—because she
26 insists that she must have 100% custody—or else will call 911 and file perjurious
27 applications for restraining orders!

28 * * *

Summary and Conclusion: Two uniformed patrolmen were present at the residence on Sunday, Sept. 16, 2018. If Applicant really was “in fear for life,” then why did she fail to disclose the same to law enforcement? Why?—because Applicant had not yet concocted her pretextual allegations. Obviously, the allegations of the application are phony baloney. The application is all a sham—for the sole purpose of trying to “get a leg up” in the custody battle.

Adverse Party is Law-Abiding: There is no reason for a restraining order. Why?—because Adverse Party is wholly capable of restraining himself (which takes no effort at all). As an Officer-of-the-Court, Adverse Party, at all times, is forthright and honest—of stout heart and true. In 25 years as a licensed attorney, Adverse Party has never disobeyed a court order. And that's a fact.

WHEREFORE, Adverse Party requests that the Court, respectfully, dismiss the application—with no leave to amend. Adverse Party remains sincere.

Dated: **Oct. 5, 2018**

Todd Matthew Phillips
Todd Matthew Phillips
Adverse Party

Steven D. Grierson

APP

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Amber Phillips

Applicant,

Case No.: T-18-191733-T

vs.

Dept. No.: TPO/ Dept B

Todd Matthew Phillips

Adverse Party,

APPLICATION FOR AN EXTENDED PROTECTION ORDER
AGAINST DOMESTIC VIOLENCE

I request the Court hold a hearing for an EXTENDED ORDER FOR PROTECTION AGAINST DOMESTIC VIOLENCE (which could be in effect for up to one year), and at that hearing the Court issue an Extended Order for Protection Against Domestic Violence and that it include the following relief (check all the choices that apply to you):

- ☒ (a) Prohibit the Adverse Party, either directly or through an agent, from threatening, physically injuring or harassing me and/or my minor child(ren)
- ☒ (b) Prohibit the Adverse Party from any contact with me whatsoever.
- ☒ (c) Exclude the Adverse Party from my residence and order the Adverse Party to stay at least 100 yards away from my residence.
- ☒ (d) Grant temporary custody of the minor child(ren) to me.
- ☐ (e) Grant the Adverse Party visitation with the minor child(ren).
- ☒ (f) Order the Adverse Party to pay support and maintenance of the minor child(ren). (You may be required to file an affidavit of financial condition prior to the hearing.)
- ☐ (g) Order the Adverse Party to pay the rent or make payments on a mortgage or pay towards my support and maintenance.
- ☐ (h) Order that custody, visitation, and support of the minor child(ren) remain as ordered in the Decree of Divorce/Order entered in Case Number _____ In the _____ Court of the State of _____
- ☒ (i) Order the Adverse Party to stay at least 100 yards away from the minor child(ren)'s school, or day care, located at: ☒ CONFIDENTIAL, (If confidential, do not write address here) or, if not confidential list

1. ALL CAMPUSES

Address: _____

City _____ County _____ State _____

2. _____

Address: _____

City _____ County _____ State _____

SA 000029

3. _____

Address: _____

City _____ County _____ State _____ Zip Code _____

☒ (j) Order the Adverse Party to stay at least 100 yards away from my place of employment.

☒ (k) Order the Adverse Party to stay at least 100 yards away from places which I or my minor child(ren)

frequent regularly: ☐ CONFIDENTIAL, (If confidential do not write address here) or, if not confidential list

1. _____

Address: _____

City _____ County _____ State _____

2. _____

Address: _____

City _____ County _____ State _____

3. _____

Address: _____

City _____ County _____ State _____

☐ (l) I further request the following other conditions:

The Temporary Order should be extended until one year, for the following reasons:

Adverse party continues to dodge service of TPO despite receipt of document from Detective Stazier. Todd has made a lot of contact (incl physical) at son's school to the point of school needing to call police and have a lockdown of all campuses. Despite leaving the home w/ police assistance, Todd called police the next day pretending our son was kidnapped - he also had acknowledged in text to the minor child he (Todd) knows the child now resides elsewhere. Todd has told Officer Boss, "I don't want your papers. I know what you have and you can't serve me." For these reasons, those cited in the original TPO, his ongoing conduct, and during the pendency of the divorce/papers to be filed this week please see fit to grant this order.

I declare under penalty of perjury that the foregoing is true and correct.

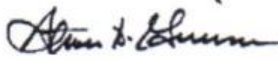
Executed on 05 October 2018
(Date)

Phil Lips
(Signature)

SA 000030

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY,
NEVADA

-FILED IN OPEN COURT-
October 18, 2018


CLERK OF THE COURT

AMBER PHILLIPS
Applicant,

vs.

TODD PHILLIPS
AKA:
Adverse Party.

☒ Present
☐ Not present
☒ With counsel
☒ Present
☐ Not present
☐ With counsel

CASE NO.: T-18-191733-T

DEPARTMENT B / TPO

Amended PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Having considered the filings, testimony and evidence presented this day, and the Court having jurisdiction in this matter, and

_____ it appearing that service has not been effectuated on ☐ Applicant ☐ Adverse Party, ☐ Applicant ☐ Adverse Party was given instructions regarding service of process and the matter set for a Return Hearing.

JH the ☐ Applicant ☒ Adverse Party having been served with notice of the hearing on October 7, 2018, the Court hereby finds and recommends as follows: this matter will be continued for witnesses and evidence to be presented. The parties agree to waive time-lines on this matter. All discussions regarding any stipulations or discovery exchanges and witness lists must be accomplished by October 25, 2018 by noon. Evidentiary hearing will be November 2, 2018 at 9 AM..

_____ That, pursuant to NRS 33.010, et seq., the Court is satisfied domestic violence has actually occurred or there exists a credible threat of domestic violence; therefore, the Court finds good cause to ISSUE the TEMPORARY PROTECTION ORDER immediately. The Adverse Party is hereby ordered to have no contact whatsoever with the Applicant and to stay away from the following locations:

JH That the TEMPORARY PROTECTION ORDER issued in this case is CONTINUED in effect until the hearing date specified below, under the same terms and conditions as it was originally issued, subject to any exceptions noted below.

JH That the parties are ordered to appear at a RETURN HEARING November 2, 2018 at 9:00 a.m. at ☒ Family Court and Services Center, 601 North Pecos Road, Las Vegas, Nevada 89101, Department TPO/☐ Regional Justice Center, 200 Lewis Avenue, Las Vegas, Nevada 89155, Department _____

_____ Wherefore, an EXTENDED PROTECTION ORDER is issued in this case until _____. The Adverse Party is ordered to continue to obey all of the orders, terms and conditions of the Temporary Order issued in this case subject to any exceptions noted below.

_____ Exceptions to the foregoing: _____

_____ That the Protection Order issued in this case is hereby DISSOLVED.

1 _____ That the request to extend the Order of Protection is DENIED.

2 JH Additionally, until the return, ADV can call and text the minor child. Minor child will be 13 in
3 early November 2018.

4 This is an amended order. The box continuing the order in effect was not marked. As stated on the
5 record, the TPO was continued in effect until the next court date set forth herein. .

6 That the following additional provisions shall also apply if marked with an "x":

7 _____ Custody and visitation shall remain as ordered in Case No. D- on , 20 , ☐
8 except as follows:

9 _____ That pursuant to NRS chapter 125, the Court has jurisdiction to address custody of the parties'
10 minor child(ren); wherefore, Applicant is awarded temporary physical custody of the minor
11 child(ren). Adverse Party is awarded visitation as follows:

12 _____ Such visitation shall be supervised by . Supervised visitation requires the identified
13 supervisor(s) to be present for the duration of the visitation, ☐ unless specified otherwise herein

14 _____ Adverse Party is ordered to pay to the Applicant \$ per month as and for the temporary
15 support of the minor child(ren) until a permanent order for child support is established or until the
16 expiration of the Extended Order. This amount is based upon the obligor's gross monthly income of
17 \$ and shall be payable \$, beginning .

18 SO ORDERED on this the 18th day of October, 2018.

19 
20 DOMESTIC VIOLENCE HEARING MASTER

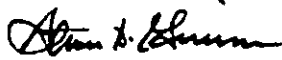
21 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the foregoing Findings and
22 Recommendations are approved and are hereby made Orders of the Court. These Orders are effective
23 immediately. Pursuant to EDCR 5.518(e), you have 14 days from your receipt of this Order to file an
24 Objection to this Decision.

25 
26 DISTRICT COURT JUDGE

27 Judge's or Hearing Master's initials will appear next to all orders that apply; anything not initialed
28 has not been ordered and/or is inapplicable to your case.

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY,
NEVADA

-FILED IN OPEN COURT-
November 05, 2018


CLERK OF THE COURT

AMBER PHILLIPS
Applicant,

vs.

TODD PHILLIPS
AKA:
Adverse Party.

☒ Present
☐ Not present
☒ With counsel
☒ Present
☐ Not present
☐ With counsel

CASE NO.: T-18-191733-T

DEPARTMENT B / TPO

**AMENDED DECISION FOLLOWING EVIDENTIARY HEARING AND PROTECTION
ORDER AGAINST DOMESTIC VIOLENCE**

Having considered the filings, testimony and evidence presented this day, and the Court having jurisdiction in this matter, and

_____ it appearing that service has not been effectuated on ☐ Applicant ☐ Adverse Party, ☐ Applicant ☐ Adverse Party was given instructions regarding service of process and the matter set for a Return Hearing.

JH the ☒ Applicant ☒ Adverse Party having been served with notice of the hearing on October 18, 2018, the Court hereby finds and recommends as follows: see Findings of Fact and Conclusions of Law attached hereto and incorporated herein..

_____ That, pursuant to NRS 33.010, et seq., the Court is satisfied domestic violence has actually occurred or there exists a credible threat of domestic violence; therefore, the Court finds good cause to ISSUE the TEMPORARY PROTECTION ORDER immediately. The Adverse Party is hereby ordered to have no contact whatsoever with the Applicant and to stay away from the following locations:

_____ That the TEMPORARY PROTECTION ORDER issued in this case is CONTINUED in effect until the hearing date specified below, under the same terms and conditions as it was originally issued, subject to any exceptions noted below.

_____ That the parties are ordered to appear at a RETURN HEARING _____, 20 _____ at _____ m. at ☐ Family Court and Services Center, 601 North Pecos Road, Las Vegas, Nevada 89101, Department _____ / ☐ Regional Justice Center, 200 Lewis Avenue, Las Vegas, Nevada 89155, Department _____.

JH Wherefore, an EXTENDED PROTECTION ORDER is issued in this case until September 17, 2019. The Adverse Party is ordered to continue to obey all of the orders, terms and conditions of the Temporary Order issued in this case subject to any exceptions noted below.

_____ Exceptions to the foregoing:

_____ That the Protection Order issued in this case is hereby DISSOLVED.

1 _____ That the request to extend the Order of Protection is DENIED.

2
3 JH Additionally, Due to the fact that Adverse testified under oath that he does not currently possess a
4 firearm, and he one he did own or does own is in storage due to the California restraining order, it
5 will not be specifically addressed herein. Adverse is not to attempt to regain control of that firearm or
any firearm while this extended order is in effect. Doing so is considered a class B felony pursuant to
NRS Chapters 33 and 200.

6 That the following additional provisions shall also apply if marked with an "x":

7 _____ Custody and visitation shall remain as ordered in Case No. D- _____ on _____, 20____, ☐
8 except as follows:

9 _____ That pursuant to NRS chapter 125, the Court has jurisdiction to address custody of the parties'
10 minor child(ren); wherefore, Applicant is awarded temporary physical custody of the minor
11 child(ren). Adverse Party is awarded visitation as follows:

12 _____ Such visitation shall be supervised by _____. Supervised visitation requires the identified
13 supervisor(s) to be present for the duration of the visitation, ☐ unless specified otherwise herein

14 _____ Adverse Party is ordered to pay to the Applicant \$ _____ per month as and for the temporary
15 support of the minor child(ren) until a permanent order for child support is established or until the
16 expiration of the Extended Order. This amount is based upon the obligor's gross monthly income of
\$ _____ and shall be payable \$ _____, beginning _____.

17 SO ORDERED on this the 5th day of November, 2018.

18 
DOMESTIC VIOLENCE HEARING MASTER

19 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the foregoing Findings and
20 Recommendations are approved and are hereby made Orders of the Court. These Orders are effective
21 immediately. Pursuant to EDCR 5.518(e), you have 14 days from your receipt of this Order to file an
22 Objection to this Decision.

23 
DISTRICT COURT JUDGE

24
25 Judge's or Hearing Master's initials will appear next to all orders that apply; anything not initialed
26 has not been ordered and/or is inapplicable to your case.

FINDING OF FACT AND CONCLUSIONS OF LAW

Procedural History

Applicant filed as *Application for a Temporary and/or Extended Order for Protection Against Domestic Violence* (hereinafter "application") on or about September 17, 2018. A *Temporary Order for Protection Against Domestic Violence* (hereinafter "TPO") was issued and filed on September 18, 2018, with an expiration date of October 18, 2018. An *Opposition to Application for Protection Order* was filed on October 5, 2018. An *Application for an Extended Protection Order Against Domestic Violence* (hereinafter "Application to Extend") was filed October 8, 2018. A *Motion and Affidavit for Expedited Hearing to Modify/Dissolve* was filed October 9, 2018. An *Objection to Decision of TPO Hearing Master* was filed October 9, 2018. A *Return of Service* was filed October 11, 2018, detailing service occurred on October 7, 2018. A *Return of Service* had previously been filed on October 8, 2018, detailing attempts to serve Adverse. The *Return of Service* regarding the *Application to Extend* was filed on October 23, 2018, reflecting a service date October 18, 2018.

A hearing on Adverse's *Motion and Affidavit for Expedited Hearing to Modify/Dissolve* was set for October 18, 2018. Service was accomplished on Applicant through her attorney, Shannon Wilson, Esq., as detailed in the *Affidavit of Service* filed October 9, 2018.

The hearing on Adverse's *Motion* commenced on October 18, 2018. The hearing on the *Application to Extend* was addressed as well. At this hearing, it was deemed an evidentiary hearing would be required. The parties waived formal discovery deadlines, and agreed to a shortened time-line as reflected in the *Interim Order* filed in open court on October 18, 2018. The evidentiary hearing was set for November 2, 2018. The issues to be examined are whether the TPO should be dissolved or extended.

On November 1, 2018, Adverse filed an *Ex Parte Request for an Order Shortening Time*. This document references a *Motion for Sanctions*. This *Motion* was not filed with the Court. This was not considered as part of the evidentiary hearing.

Legal Analysis

NRS 33.018 defined domestic violence. The appropriate relationship between the parties has been established. Adverse disputes whether an act as set forth in NRS 33.018(1) occurred. The statute provides that one or more of these acts constitutes domestic violence:

- (a) A battery.
- (b) An assault.

(c) Compelling the other person by force or threat of force to perform an act from which the other person has the right to refrain or to refrain from an act which the other person has the right to perform.

(d) A sexual assault.

(e) A knowing, purposeful or reckless course of conduct intended to harass the other person. Such conduct may include, but is not limited to:

(1) Stalking.

(2) Arson.

(3) Trespassing.

(4) Larceny.

(5) Destruction of private property.

(6) Carrying a concealed weapon without a permit.

(7) Injuring or killing an animal.

(f) A false imprisonment.

(g) Unlawful entry of the other person's residence, or forcible entry against the other person's will if there is a reasonably foreseeable risk of harm to the other person from the entry.

Initial TPO Issuance

Adverse asked Applicant several rhetorical questions about how she felt about him getting or having a gun. He further fantasized out loud that he wanted to shoot the Applicant, and if he did, he would also have to kill the parties child because of the child's bond to Applicant. Further, Adverse made a comment that if he could not get the gun fast enough a knife could be used. Applicant believed that all guns had been surrendered due to one or more past restraining orders.

Adverse threatened to embarrass Applicant at work. Applicant believed she was under surveillance.

Applicant had separated from Adverse but returned because of Adverse's promise to change. After approximately a year together, Applicant avers Adverse kicked her out. Adverse stated that the child would stay behind.

Applicant claims there have been past incidents of physicality, but no dates were provided.

The Court in the initial **ex parte** review of the *Application*, found one of more instances of the following: intimidation, coercion, emotional abuse, assertion of dominance, and assault (emphasis added). The behavior set forth in the application reflected a knowing,

intentional and purposeful course of conduct towards the Applicant that was meant to harass her through power and control.

Adverse's *MOTION* and *OPPOSITION*

Adverse moved for a dismissal of the TPO under NRCP 12(b)(5). He objected to the use of the pre-printed forms; however, the Administrative Office of the Court authored the statewide standardized forms that were adopted for use by the Nevada Supreme Court. Further, the form fulfills the Full Faith and Credit Act and are VAWA compliant. As for the lack of setting forth one or more acts of domestic violence, and the plausibly of a there being the belief that injury or harm, the argument fails as well. The burden of proof – to the satisfaction of the court was shown. In fact, some of Adverse's arguments for dissolution actually are admissions to activities that may be seen as conduct indicitive of domestic violence. Adverse states that Applicant voluntarily left the residence, yet the police were called to assist in a safe exit. Adverse claimed he never said he would "grandly" embarrass her at work, yet he does not deny that he might embarrass her. Adverse denied that prior restraining orders were for violence reasons, yet Applicant applied and was granted a restraining order for domestic violence in California, albeit remote in time. Adverse was checking on Applicant by questioning her about where she was while conducting odometer checks. Adverse stated that he lectured Applicant on the law regarding child custody in an attempt to control Applicant.

Evidentiary Hearing

Many exhibits were introduced by Applicant. There exhibits are discussed below.

1. Applicant was previously employed by KinderCare. Her employment was terminated due to "safety concerns," after Adverse made a string of unwanted contacts and assertions to employees and management. Adverse demanded payment or the school's enrollment would be lost. See Exhibit 1 and 8. Testimony was also received regarding this incident.
2. The parties' minor child currently attends school at Coral Academy, Centennial Hills campus. On September 26, 2018, the campus initiated a "lockout" to ensure "safety" for students and staff. See Exhibit 2. This described action was taken in response to an allegation that Adverse may 'shoot up' the school. In an attempt to prepare for today's hearing, Adverse requested the identity of the person who made the allegation. Thereafter, Counsel for the school and Adverse engaged in an exchange of e-mails wherein Adverse threatened to sue the school. See Exhibit 9. Adverse was persistent in his desire to obtain information regarding his child. School e-mails reflect that Adverse was calling

all campuses of Coral Academy seeking answers for several days, and there was a 311 call the same week regarding Adverse's presence. See Exhibit 9. Documents bates stamped CASLV 0043 and 0071 through 0074 reveal that Adverse went to the child's school on September 17, 2018, making an inquiry regarding the child and persons listed on the authorized pick-up list. His behavior was described as antagonistic, threatening and hostile. Security was required to intervene. Testimony regarding part of the incidents at the child's school was provided.

3. In 1998, the Applicant, prior to her marriage to Adverse filed, an "Order to Show Cause and Temporary Restraining Order (Domestic Violence)" request in California. The narrative filed to support the request detailed: (1) a telephone call that was interrupted by an emergency operator at Adverse's direction with a threat to Applicant's physical safety; (2) a threat to cause a termination of Applicant's job; (3) threats of telling Applicant's co-workers she was a whore; (4) obtaining a private phone message and interrogating Applicant as to the caller's identity; and (5) showing a gun with a threat to use it. See Exhibit 4. The protection order was granted, but withdrawn or dissolved by stipulation. Testimony regarding this restraining order and subsequent withdrawal was provided.
4. A Civil Harassment Restraining Order was entered in California in favor of Kimberly McCauley and her minor child (hereinafter McCauley) against Adverse in September of 2016. The Request states that Adverse was going to "save" McCauley's child, and Adverse's repeated posts on the internet McCauley expressed and supported causes with which Adverse differed. Adverse levied threats against McCauley and her attorney, and determined they would "be held accountable." See Exhibit 5. This restraining order remains in effect at the time of this hearing. Testimony regarding this restraining order was provided.
5. The parties separated in 2017, with Applicant relocating with the minor child. The Adverse claimed he was "cool" with that. He testified that he did not search for his wife, and presumably his child, for three weeks. The parties ultimately reunited, but under a behavioral expectation agreement. One of the provisions of this agreement was that Adverse would not cuss or use foul language, according to Adverse. Applicant contends the agreement was actually to stop all verbally

abusive language. A few text messages were submitted to demonstrate the manner of communication that ensued. See Exhibit 10. Adverse openly admits he uses foul language and is brash and arrogant. Another provision of this agreement permitted Applicant to date other people. As Adverse stated a few time, he did not love Applicant and had not for many years.

Testimony about the Days Leading to the TPO Application was provided. Applicant testified that after she returned to the home after the 2017 separation things were better in that the frequency of incidents was less. However, the events in the two days preceding Applicant seeking the TPO were the impetus to filing for a TPO. Applicant describes a constant one-sided triad with Adverse yelling from about noon to three in the morning. She averred that Adverse was mad because if he maintained good behavior for one year, then the parties would start dating again. However, Applicant had received flowers at work from a "friend" and brought them into the house. Adverse had also confronted her regarding where she had been going. He was suspicious of her and monitored the car's odometer. The argument included threats to make glittery name calling signs to display at her work to embarrass her.

Applicant testified that the child was made part of this long day of arguing in that Adverse would call him out of his room to badger him. Part of this exposure included calling the child a "faggot" and accusing Applicant of making him that way. Adverse readily admitted to this name calling.

Also during this argument, Applicant believed Adverse was threatening her with a gun, and that she and the minor child were at risk. It was revealed that Adverse was forced to turn over his gun during the tenancy of the California restraining order; however, from the Armory receipt it is not clear if this is a mandatory hold. See Exhibit A. Adverse was not clear if he could retrieve the firearm at any time. Applicant claims that during Adverse's tirade, he disclosed he fantasized about killing her, and stated he would have to kill the child too because he would miss her too much. Adverse testified that the gun is a "red-herring" because Applicant was aware that he could not have a gun while subject to a restraining order.

Applicant and the minor child were escorted from the residence with a "civil standby." According to the North Las Vegas Incident Details report, the child "explicitly wanted to leave with mom." The child, Donovan will be 13 years of age November 8, 2018.

Power and Control

Domestic violence is more than just physical act of violence that results in injuries visible to the eye. The Domestic Abuse Intervention Programs developed an educational and teaching tool called the Power and Control Wheel to assist law

enforcement and others in understanding the dynamics of domestic violence. See www.theduluthmodel.org. Intimidation, emotional abuse, isolationism, minimization, denying, blaming, economic abuse, coercion, threats, using children and male privilege are also seen as forms of domestic violence. These are factors the court can examine in determining whether a protection order should be granted, and fall under the NRS 33.018(1) (e) –a knowing, purposeful or reckless course of conduct intended to harass the other person. See NRS 200.571(definition of harassment).

Adverse Party's Actions

Adverse engaged in conduct of control and dominance which includes, but is not limited to: (1) checking or surveilling her by reading the car odometer; (2) confrontation about finding his knife in her bedroom; (3) calling people from her phone bill asking if she was having an affair; (4) threatening her associates or friends; (5) threatening to embarrass her; (6) placing locks on some closets in the home; (7) making statements that she would not be believable; (8) teaching her the law and errors of her thinking .

This conduct had an effect on Applicant. She testified that the events of September 15th and 16th left her feeling: upset, fearful, anxious, and frightened so much so that she defecated on herself in bed. Applicant believes Adverse is dangerous.

CONCLUSIONS OF LAW

Questions of the probative value of evidence are addressed to the sound discretion of the trial court and will not be disturbed absent a showing of abuse. See *McCourt v. J.C. Penney Co., Inc.*, 103 Nev. 101, 103, 734 P.2d 696, 698 (1987). The Court acknowledges that some of the evidence involves events that were remote in time, such as the prior restraining order between the parties. However, this evidence is probative of showing a pattern, habit and course of conduct. The narrative of the 1998 restraining order shows many similarities in the conduct that led Applicant to step forward and apply for the current TPO.

The theme of threats and the intimidation of court cases are interwoven in the parties' relationship. Adverse is an attorney. The interactions of Adverse and others appear to involve him frequent blurring of boundaries, and he is regularly described as confrontational and abusive.

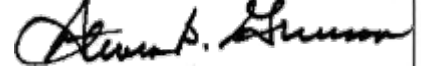
Applicant has offered evidence sufficient evidence, to the satisfaction of the court to support the allegations that Adverse has committed domestic violence. Adverse's attention to his beliefs is dogmatic and focused. The court believes that Adverse subjectively believes his actions are benign. However, the court does not doubt that Applicant believes that there was and is a credible threat to her and the child's welfare.

When extending an order, the court can grant relief as set forth in NRS 33.030(2). Adverse is currently having contact with Donovan by telephone and text messaging. Donovan has been exposed to and perhaps included in the events of September 15 and 16. He told the police that he wanted to leave with his mother. At this time, the order regarding temporary custody and contact will remain the same. Adverse is reminded that this may be re-evaluated by Judge Marquis as early as November 13, 2018.

Child support was not addressed, and the court did not receive financial information from the parties as required when awarding such relief. Applicant did mention that she has lost time at work by needing to attend court on two separate occasions. The court declines to rule on reimbursement of lost wages at the present time.

The court having considered the documents, testimony and evidence presented, it appears to the satisfaction of the Court for the reasons set forth herein that acts of domestic violence have occurred to justify the initial issuance of the TPO and that sufficient evidence has been provided and show that when viewed as a whole, the threat to the welfare and the safety of the Applicant will continue absent an extension of the protection order. The court believes Adverse loves his child, but shall defer changes in contact to Judge Marquis.

For specific orders, the Interim Order entered on this date, to which this is an attachment must be consulted. This attachment is incorporated in full in the Interim Order as if it were set forth therein.



1 ETPO

2 231914

3 DISTRICT COURT
4 FAMILY DIVISION
5 CLARK COUNTY, NEVADA

6 Case No. T18191733T

7 Dept. No. TPO/B

8 AMBER PHILLIPS,

9 Applicant,

EXTENDED ORDER
FOR PROTECTION AGAINST
DOMESTIC VIOLENCE

10 vs.

11 TODD PHILLIPS,

12 Adverse Party,

Date Issued: 11/02/18

Date Expires: 09/17/19

13 **YOU ARE HEREBY NOTIFIED** that any **VIOLATION OF THIS ORDER IS A CRIMINAL VIOLATION** and will result in a
14 misdemeanor offense, unless a more severe penalty is prescribed by law. If the violation is accompanied by a violent physical
15 act, sentence will include incarceration of not less than five days nor more than six months in the county/city jail; \$1,000.00 fine
16 or a minimum of 200 hours community service; reimbursement of all costs, fees and medical expenses incurred; and
17 participation in professional counseling.

18 **YOU ARE FURTHER NOTIFIED** that you **CAN BE ARRESTED** even if the person who obtained the order invites or
19 allows you to contact them. You have the sole responsibility to avoid or refrain from violating the terms of this order. Only the
20 court can change the order upon written application.

21 **YOU ARE FURTHER NOTIFIED** that if you **ARE ARRESTED FOR VIOLATING THIS ORDER** you will not be admitted
22 to bail sooner than 12 hours after your arrest if the arresting officer determines that the violation is accompanied by a direct
23 threat of harm.

24 **YOU ARE FURTHER NOTIFIED** that child stealing is a felony offense, punishable by possible incarceration.

25 **WARNING:** Possession of a firearm or ammunition while this order is in effect may constitute a felony under
federal law punishable by a fine of up to \$250,000 and/or a prison sentence of up to ten (10)
years.

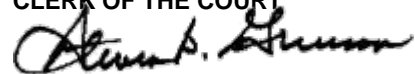
This order meets all Full Faith and Credit provisions of the Violence Against Women Act and is enforceable in
all 50 states, the District of Columbia, U.S. Territories and Indian Nations. All other courts and law enforcement with
jurisdiction within the United States and all Indian Nations shall give full faith and credit to this Order pursuant to 18
U.S.C. Sec. 2265. Violation of the order may subject you, the offender, to federal charges and punishment pursuant to
18 U.S.C. Sec 2261(a)(1) and (2) and 2262(a)(1) and (2).

The court having considered the filings, testimony and evidence presented at hearing, and the court
having found that the Adverse Party received actual notice of hearing at which such person had an
opportunity to participate, and the Adverse Party ☒ was present ☐ was not present, ☐ was represented
by counsel, NOT APPLICABLE, and the Applicant ☒ was present ☒ was represented by
counsel, SHANNON R WILSON, and the Court having jurisdiction over the parties and this matter
pursuant to NRS 33.010, et seq., and it appearing to the satisfaction of the Court from specific facts
shown that an act of domestic violence has occurred and/or you represent a credible threat to the
physical safety of the above-named Applicant or minor child(ren), the court enters an extended order
and as a result:

DISTRICT COURT

Family Division
CLARK COUNTY, NEVADA

Electronically Filed
9/16/2019 9:35 AM
Steven D. Grierson
CLERK OF THE COURT



Amber Phillips

Applicant

vs.

Case No. T - 18 - 191733 - T

Todd Phillips

Adverse Party

PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Having considered the filings, testimony and evidence presented this day, and the Court having jurisdiction in this matter, and adverse party ☒ was present ☐ was not present this date ☐ attorney for adverse party present, the Court hereby finds and orders as follows:
The adverse party was served with notice of the hearing on _____.

____ That the Temporary Protection Order issued in this case is *CONTINUED* in effect until the hearing date specified below, under the same terms and conditions as it was originally issued, subject to any exceptions noted below.

10 ____ That the Temporary Protection Order issued in this case is *EXTENDED* until 12-20-19. The adverse party is ordered to stay 100 yards away from all locations the adverse party is excluded from in the Temporary Order. The adverse party is ordered to continue to obey, all of the orders, terms and conditions of the Temporary Order issued in this case subject to any exceptions noted below.

____ That the court finds good cause to *ISSUE* the Temporary Protection Order immediately. That the adverse party stay away from the applicant at all times, including those places noted below, having no contact whatsoever with the applicant.

____ That the Protection Order issued in this case is *HEREBY DISSOLVED*.

____ That parties are ordered to appear at a *RETURN HEARING TO BE HELD*:

On _____, at _____ a.m./p.m. at:
Department: *TPO*, Family Court and Services Center, 601 N. Pecos Rd., Las Vegas, Nevada 89101

____ That the ☐ *APPLICANT* ☐ *ADVERSE PARTY* shall have temporary physical custody of the minor child[ren] of the parties, subject to the visitation of the other party outlined below.

____ That the each month the ☐ *APPLICANT* ☐ *ADVERSE PARTY* is ordered to pay to the other party \$ _____, beginning _____, for the temporary support of the minor child[ren] until a permanent order for child support is established or until the expiration of the Extended Order, whichever occurs first. A wage assignment is ordered.

____ This amount is payable 1/2 on _____ and _____ of the month.

____ Other Orders of the Court regarding: ☐ Visitation ☐ Terms of Protection Order ☐ Other Matters ☐ Firearm[s] Addendum

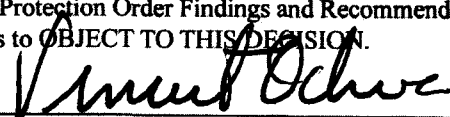
SO ORDERED 9-16-19

~~DISTRICT COURT COMMISSIONER~~

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the herein Protection Order Findings and Recommendations are hereby approved. These Orders, are effective immediately. You have 10 days to *OBJECT TO THIS DECISION*.

(Judge's or Commissioner's initials will appear next to all orders that apply)

REV. 11/13



DISTRICT COURT JUDGE SA000043